



UNIVERSITY OF
TORONTO
FACULTY OF LAW



ADVANCED INTERNATIONAL HUMAN RIGHTS LAW
Professor Patrick Macklem

University of Toronto

2010-2011

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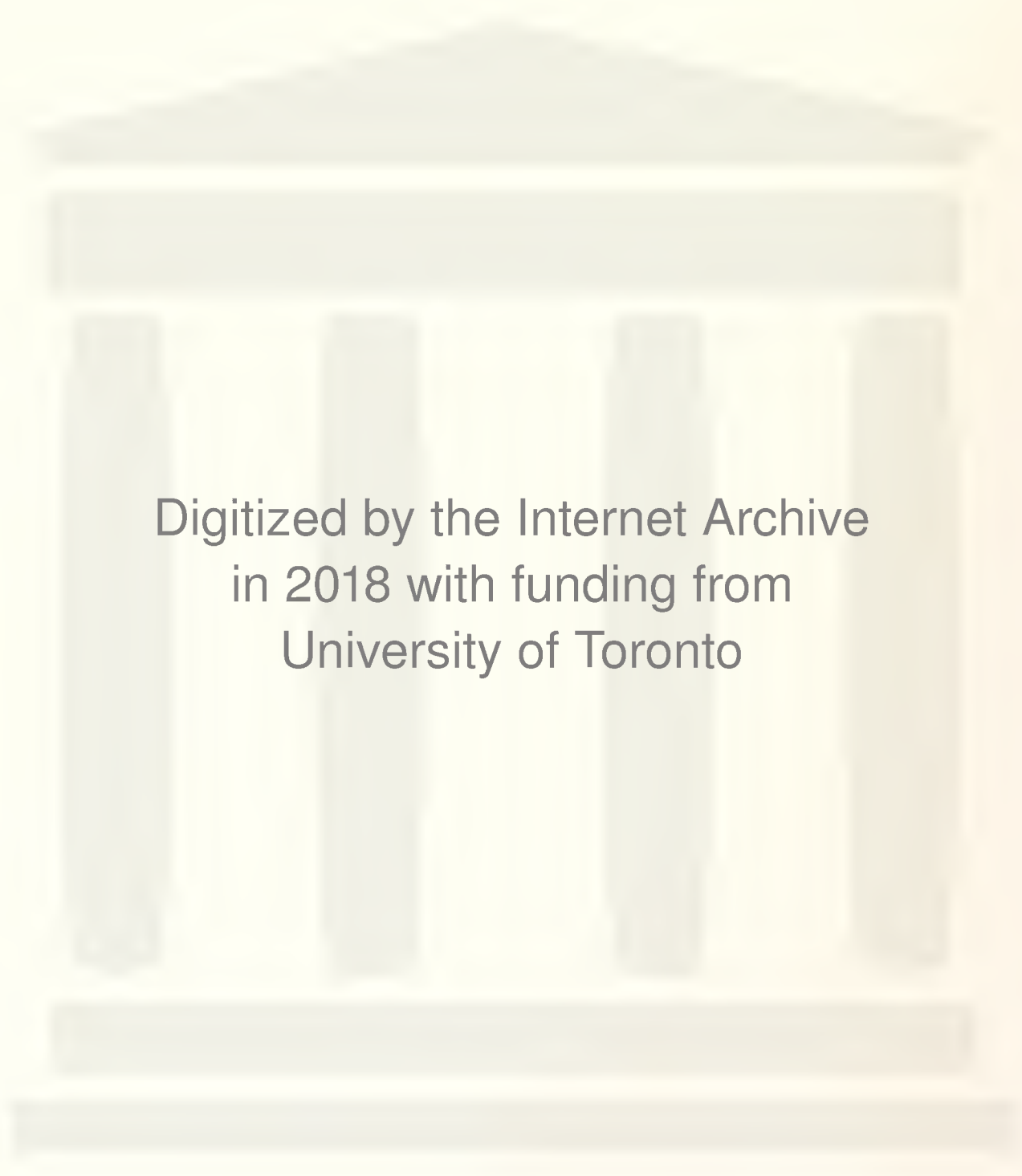
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International Human Rights Law
Professor Macklem
2008-2009

First Term: 3 credits; 2 hours
W: 10:30 - 12:20

This course addresses the potential of international human rights law to move beyond its traditional mission of protecting universal features of what it means to be a human being. We will first explore the proposition that international human rights law should engage more closely normative questions surrounding the allocation, distribution and protection of sovereign authority, and orient its commitments toward the promotion of a just international distribution of sovereign power. This part of the course will focus on the role that cultural, minority and indigenous rights, and the right of self-determination, play in the promotion of a just international legal order. We will then assess whether and how the field should strive to mitigate some of the adverse distributional consequences of economic globalization. This part of the course will focus on the relationship between (i) international economic and social rights, equality rights, labour rights, and the right to development; and (ii) international legal commitments to the liberalization of trade, services and development. The course will relate both normative inquiries to legal and institutional developments in the United Nations Charter and treaty organizations, the International Labour Organization, the Council of Europe, the European Union, the World Bank, and the World Trade Organization. Readings for the course will juxtapose: (a) decisions and views of international and regional human rights bodies; (b) programmatic approaches adopted by regional and international institutions; and (c) the work of selected legal and political theorists on the nature of sovereignty, nationalism, cosmopolitanism, and international distributive justice.

Evaluation: A final paper 6000-7500 words (25 pages) (75%) and class participation which includes attendance and input into discussion (25%)

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